

FILED

OCT 19 1999

DEBORAH POGGI, et al.,

Plaintiffs,

v.

BAXTER INTERNATIONAL, INC., et al.,

Defendants

IN RE: LATEX GLOVE LITIGATION

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION
MIDDLESEX COUNTY

CIVIL ACTION

CASE CODE 243
DOCKET NO. MID-L434-99

STIPULATION OF DISMISSAL WITH
PREJUDICE AND WITHOUT COSTS

This matter having been brought before the Court by the consent and agreement of Beth J. Laddaga and Jon L. Gelman, counsels for the plaintiffs, Deborah Poggi and Robert Poggi, and Michael Dunn, counsel for the defendant, Allerderm Laboratories, Inc. ("Allerderm"), for an order to dismiss Allerderm from this action with prejudice; and for good cause shown:

IT IS this 19th day of October, 1999; hereby

ORDERED that pursuant to R. 4:37-1 Allerderm shall be dismissed with prejudice and without costs, however, upon a showing of good cause Allerderm, after having been dismissed may be reinstated in this action; and;

IT IS FURTHER ORDERED that should defendant be reinstated in this action Allerderm shall be deemed to consent to the tolling of the statute of limitations from the date the original Complaint was filed to the date of the reinstatement. In the event of reinstatement of the Complaint, and except upon a showing of good cause, the defendant shall be bound by case management and Court orders entered during the period in which the defendant was dismissed.

Allerderm shall, furthermore be deemed to have consented to waive any entire controversy defenses which would not otherwise apply had the agreement to voluntary dismiss the defendant had not been entered into; and

IT IS FURTHER ORDERED that Allerderm shall circulate a copy of this order upon all parties to the action within seven (7) days from the date of entry of the Order.

BY THE COURT:

Date: Oct. 19, 1999

Marina Corodemus
HONORABLE MARINA CORODEMUS, J.S.C.

Date: 9/28/99

Bruce Ladd
Plaintiffs' Counsel

Date: 10/14/99

Michael D.
Defendant's Counsel

SERVICE LIST
DEBORAH A. POGGI, et al. v. ALADAN CORPORATION, et al.
Superior Court of New Jersey Law Division; Middlesex County
Docket No: MID-L-434-99MT; Case Code No. 243

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